



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

Jan Feb

शिमला, बुधवार, 3 जनवरी, 2001/13 पौष, 1922

हिमाचल प्रदेश सरकार

[Authoritative English text of Government notification No. UD-A(3)-7/2000, dated 3-1-2001 as required under clause (3) of Article 348 of the Constitution of India].

URBAN DEVELOPMENT DEPARTMENT

NOTIFICATION

Shimla-2, the 3rd January, 2001

No. UD-A(3)-7/2000.—In exercise of the powers conferred by section 304 of the Himachal Pradesh Municipal Act, 1994 (Act No. 13 of 1994) the Governor, Himachal Pradesh, in consultation with the State Election Commission, is pleased to notify the proposal to amend the Himachal Pradesh Municipal (Reservation and Elections to the office of the President and Vice President) Rules, 1995, notified vide notification No. LSG-A(3)-8/94, dated 21st April, 1995 published in the Rajpatra, Himachal Pradesh, dated 22-4-1995 for the information of the general public as required under section 279(5) of the Himachal Pradesh Municipal Act, 1994, namely :—

1. Short title.—(i) These rules may be called the Himachal Pradesh Municipal (Reservation and Election to the office of President and Vice President) Amendment Rules, 2001.

(ii) They shall come into force from the date of publication in the Rajpatra, Himachal Pradesh.

2. *Amendment of rule 6.*—In rule 6 of the Himachal Pradesh Municipal (Reservation and Election to the office of President and Vice President) Rules, 1995 (hereinafter called the “said rules”),—

(a) after sub-rule (1), the following shall be inserted, namely :—

“(1-A) immediately after administering the oath of office in accordance with rule-5, the Presiding Officer shall give time upto one hour to the elected members to nominate candidates for the office of President.

(1-B) an elected member may be proposed for the office of President by another elected Member and seconded by one more elected member in Form-III.

Explanation.—“elected member” means an elected member of the municipality concerned.

(1-C) an elected member who has been proposed as candidate under sub-rule (1-B) shall accept the nomination for becoming a candidate for the office of the President.

(1-D) after the expiring of the time given for filing the nomination, the Presiding Officer shall undertake scrutiny of the nominations and accept the candidature of such candidates who are validly nominated after rejecting invalid nominations.

(1-E) after the acceptance of the nominations, the Presiding Officer shall give 30 minutes time for withdrawal of candidature”.

(b) *Substitution of rule-6(3).*—for sub-rule (3), the following shall be substituted, namely :—

“(3) if only one candidate for the office is left after the time allowed for withdrawal of candidature is over, the Presiding Officer shall declare such a candidate as duly elected”, and

(c) *Substitution of rule 6(4).*—for sub-rule (4), the following shall be substituted, namely :—

“(4) if more than one candidates are left after the time allowed for withdrawal of candidature is over, poll shall be held”.

3. *Addition of Form-III.*—After Form-II appended to the said rules, the following Form-III shall be added, namely :—

“FORM-III
[See rule 6 (1-B)]

NOMINATION PAPER

Election to the office of the President/Vice President of.....
Municipal Council/Nagar Panchayat.

I.....an elected member from ward No.....of.....
Municipal Council/Nagar Panchayat, hereby propose Shri/Smt.....
an elected member from ward No.....as a candidate for Election to the office of the
President/Vice President ofMunicipal Council/Nagar Panchayat.

Place.....

Signature of the Proposer.

Dated.....

I.....an elected member from ward No.....of.....
Municipal Council/Nagar Panchayat hereby second the candidature of Shri/Smt.....
..... for the election to the office of President/Vice-President of.....
Municipal Council/Nagar Panchayat.

Place.....

Dated:

Signature of Seconder.

(To be filled by the candidate)

I, the above mentioned candidate hereby declare that I agree to the nomination and I
am willing to serve.

Place:

Dated:

Signature of the Candidate.

(Decision of Presiding Officer accepting or rejecting the nomination Paper)

I have examined this nomination paper in accordance with rules and the provisions of
the Act and decide as follows :

Accepted/Rejected.

Presiding Officer".

Place.....

Date.....

By order,

S. K. SOOD,

*F.C.-cum-Secretary (UD) to the
Government of Himachal Pradesh.*